

**SIGNED MINUTES ON FILE AT THE STATE HOUSING APPEALS BOARD:**

**STATE HOUSING APPEALS BOARD**

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**Minutes of the April 3, 2013 Board Meeting**

**The State Housing Appeals Board (“SHAB” or the “Board”) held a public meeting on April 3, 2013 at the State of RI, Department of Administration.**

**ATTENDANCE**

**The following members were present: Chairwoman Kelley Morris, Joseph Caffey, Brenda Clement, James Grundy, Robert Cuttle and Steven Stycos. Also present were Steven M. Richard, legal counsel to the SHAB, and Christine DaRocha, administrative staff to the SHAB.**

## **AGENDA ITEMS**

### **Call to Order**

**Chairwoman Morris called the meeting to order at 4:14 p.m.**

**Hearing in North End Holdings Company, LLC v. Town of Barrington ("The Residence at the Preserve"), SHAB Appeal No. 2012-01**

### **Review and Consideration of Motions to Intervene**

**Mr. Richard outlined SHAB's regulation applicable to intervention requests. Attorney William Landry, representing the developer, and Andrew Teitz, the Town Solicitor, argued their client's respective positions regarding the standards applicable to requests to intervene.**

**The Board invited public comments from any abutters and interested parties who wished to request to intervene in this appeal, and the following persons presented their concerns regarding the proposed project:**

**Jason Lawrence, son of John Lawrence, 153 George Street**

**Charlotte Sornborger, past President of Barrington Land Conservation Trust**

**Nathaniel Taylor, Vice President, Barrington Preservation Society**

**Chris Clegg, speaking on behalf of Four Town Farm**

**Martha Brooks, 138 George Street**

**Lauren Clegg, speaking on behalf of Pine Gate Farm (not abutter; over 200 feet away).**

**During the public comments, Chairwoman Morris noted that SHAB must consider only the record evidence developed at the local level and not any new information. Chairwoman Morris also stated her belief that Attorney Teitz, as the Town Solicitor, will adequately represent the interests and concerns of all of the property owners and interest parties who spoke.**

#### **Votes on Intervention Requests**

**Mr. Stycos moved and Ms. Clement seconded the motion to allow intervention by Four Town Farm. The motion was denied, 5 votes to 1, with Mr. Stycos voting yes.**

**Mr. Grundy moved and Mr. Cuttle seconded the motion to deny intervention of Jason Lawrence to intervene. The motion passed unanimously.**

**Mr. Grundy moved and Mr. Caffey seconded the motion to deny intervention of Barrington Land Conservation Tryst. The motion passed, 5 votes to 1, with Mr. Stycos voting no.**

**Mr. Grundy moved and Mr. Caffey seconded the motion to deny**

**intervention of the Barrington Preservation Society. The motion passed unanimously.**

**Mr. Grundy moved and Mr. Caffey seconded the motion to deny intervention of Richard and Martha Brooks. The motion passed unanimously.**

**After the votes on the intervention request, SHAB discussed scheduling issues with the parties' counsel. Counsel for developer will submit its brief within 45 days after the record is fully received by SHAB (including transcripts of the local review board proceedings), and Town shall have 45 days thereafter to submit its responsive brief.**

**The developer will have the option to submit a reply brief within 15 days thereafter. Upon the completion of the briefing, SHAB will schedule a hearing to address the appeal.**

**The hearing was fully transcribed, and SHAB has a complete transcript in its records available upon request.**

**Adjournment**

**The meeting adjourned at 6:43 p.m.**

**Respectfully submitted,**

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**Kelley Morris, Esq., Chairwoman**